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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

SECURITIES AND EXCHANGE
COMMISSION,

15 Plaintiff,
16
vs.

17 DEAN P. GROSS and GREGORY W.
18 LASER,

19 Defendants.

Case No. CV 09-9144 AHM (RZx)

**JUDGMENT OF PERMANENT
INJUNCTION AND OTHER RELIEF
AS TO DEFENDANT GREGORY W.
LASER**

1 Plaintiff Securities and Exchange Commission having filed a Complaint and
2 Defendant Gregory W. Laser (“Defendant”) acknowledged having been served
3 with the Complaint; entered a general appearance; consented to the Court’s
4 jurisdiction over Defendant and the subject matter of this action; consented to the
5 entry of this Judgment without admitting or denying the allegations of the
6 Complaint (except as to jurisdiction); and waived findings of fact and conclusions
7 of law.

8 **I.**

9 **IT IS HEREBY ORDERED, ADJUDGED, AND DECREED** that Defendant
10 and Defendant’s agents, servants, employees, attorneys, and all persons in active
11 concert or participation with them who receive actual notice of this Judgment by
12 personal service or otherwise and each of them, be and hereby are permanently
13 restrained and enjoined from, directly or indirectly, making use of any means or
14 instruments of transportation or communication in interstate commerce or of the
15 mails, to sell, to offer to sell, or to offer to buy any security, or carrying or causing
16 securities to be carried through the mails or in interstate commerce, by any means
17 or instruments of transportation, for the purpose of sale or delivery after sale, in
18 violation of Sections 5(a) and 5(c) of the Securities Act, 15U.S.C. §§ 77(e)(a) and
19 77(e)(c).

20 **II.**

21 **IT IS FURTHER ORDERED** that Defendant and his officers, agents,
22 servants, employees, attorneys, subsidiaries and affiliates, and those persons in
23 active concert or participation with any of them, who receive actual notice of this
24 Order, by personal service or otherwise, and each of them, be and hereby are
25 preliminarily restrained and enjoined from, directly or indirectly, in the offer or
26 sale of any securities, by the use of any means or instruments of transportation or
27 communication in interstate commerce or by use of the mails:

28 A. employing any device, scheme or artifice to defraud;

- B. obtaining money or property by means of any untrue statement of a material fact or any omission to state a material fact necessary in order to make the statements made, in light of the circumstances under which they were made, not misleading; or
- C. engaging in any transaction, practice, or course of business which operates or would operate as a fraud or deceit upon the purchaser in violation of Section 17(a) of the Securities Act, 15 U.S.C. § 77q(a).

III.

IT IS FURTHER ORDERED that Defendant, and his officers, agents, servants, employees, attorneys, subsidiaries and affiliates, and those persons in active concert or participation with any of them who receive actual notice of this Order, by personal service or otherwise, and each of them, be and hereby are permanently restrained and enjoined from, directly or indirectly, in connection with the purchase or sale of any security, by the use of any means or instrumentality of interstate commerce, or of the mails, or of any facility of any national securities exchange:

- A. employing any device, scheme, or artifice to defraud;
- B. making any untrue statement of a material fact or omitting to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading; or
- C. engaging in any act, practice, or course of business which operates or would operate as a fraud or deceit upon any person

in violation of Section 10(b) of the Exchange Act, 15 U.S.C. § 78j(b), and Rule 10b-5 thereunder, 17 C.F.R. § 240.10b-5.

IV.

IT IS FURTHER ORDERED that Defendant, and his officers, agents, servants, employees, attorneys, subsidiaries and affiliates, and those persons in

1 active concert or participation with any of them who receive actual notice of this
2 Order, by personal service or otherwise, and each of them, be and hereby are
3 Permanently restrained and enjoined from making use of the mails or any means or
4 instrumentality of interstate commerce to effect any transactions in, or to induce or
5 attempt to induce the purchase or sale of, any security, without being registered as
6 a broker and/or dealer pursuant to Section 15(b) of the Exchange Act, 15 U.S.C. §
7 78o(b), in violation of Section 15(a) of the Exchange Act, 15 U.S.C. § 78o(a).

8 **V.**

9 **IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED**
10 that Defendant shall pay disgorgement of ill-gotten gains, prejudgment interest
11 thereon, and a civil penalty pursuant to Section 20(d) of the Securities Act, 15
12 U.S.C. § 77t(d), and Section 21(d)(3) of the Exchange Act, 15 U.S.C. § 78u(d)(3).
13 The Court shall determine the amounts of the disgorgement and/or civil penalty
14 upon motion of the Commission or Defendant's consent. Prejudgment interest
15 shall be calculated from December 31, 2006, using the post-judgment rate of
16 interest prescribed by 28 U.S.C. § 1961. In connection with any Commission
17 motion for disgorgement and/or civil penalties, and at any hearing held on such a
18 motion: (a) Defendant will be precluded from arguing that he did not violate the
19 federal securities laws as alleged in the Complaint; (b) Defendant may not
20 challenge the validity of the Consent or this Judgment; (c) solely for the purposes
21 of such motion, the allegations of the Complaint shall be accepted as and deemed
22 true by the Court; and (d) the Court may determine the issues raised in such a
23 motion on the basis of affidavits, declarations, excerpts of sworn deposition or
24 investigative testimony, and documentary evidence, without regard to the standards
25 for summary judgment contained in Rule 56(c) of the Federal Rules of Civil
26 Procedure. In connection with any Commission motion for disgorgement and/or
27 civil penalties, the parties may take discovery, including discovery from
28 appropriate non-parties.

VI.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Consent is incorporated herein with the same force and effect as if fully set forth herein, and that Defendant shall comply with all of the undertakings and agreements set forth therein.

VII.

7 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this
8 Court shall retain jurisdiction over this matter for the purpose of enforcing the
9 terms of the Judgment, as well as determining disgorgement, prejudgment interest,
10 and civil penalties.

VIII.

12 There being no just reason for delay, pursuant to Rule 54(b) of the Federal
13 Rules of Civil Procedure, the Clerk is ordered to enter this Judgment forthwith and
14 without further notice.

Dated: March 01, 2010

A. Sawodnicki

HONORABLE A. HOWARD MATZ
UNITED STATES DISTRICT JUDGE